Appl. No.: 10/708,721 Filing Date: March 19, 2004

Group Art Unit: 3733

Examiner: James L. Swiger III

Atty. Docket No.: 101896-240 (DEP5278)

## **AMENDMENTS TO THE CLAIMS**

1-13. (Cancelled).

14. (Original) A method for implanting a spinal fixation element into at least one spinal anchor

disposed within a vertebra in a patient's spinal column, comprising:

introducing a spinal fixation element having a feature formed adjacent to a terminal end thereof through a lumen in an access device coupled to a spinal anchor, the access device including a slot formed in a sidewall adjacent to a distal end thereof and adapted to prevent the feature from

passing therethrough; and

manipulating the spinal fixation element to cause the feature to sit within a receiving member of the spinal anchor coupled to the access device, and to cause a remaining portion of the spinal fixation element to extend through the slot.

15. (Original) The method of claim 14, further comprising the step of locking the feature of the

spinal fixation element with respect to the spinal anchor.

16. (Original) The method of claim 14, wherein the feature comprises a bulbous protrusion

formed on the terminal end of the spinal fixation element.

17. (Original) The method of claim 14, wherein the slot in the access device extends from the

distal end of the access device and terminates distal to the proximal end of the access device.

18. (Original) The method of claim 17, wherein the slot has a length that is greater than a length

of the spinal fixation element.

19. (Original) The method of claim 17, wherein the access device has a diameter that is less than

a length of the spinal fixation element.

20. (Original) The method of claim 14, wherein the step of manipulating the spinal fixation

element comprises advancing the spinal fixation element distally within the access device using a

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pusher member.

21. (Original) The method of claim 20, wherein the pusher member is slidably disposed within

the at least one opening in the sidewall of the access device such that it is effective to cause a portion

of the spinal fixation element to extend through the at least one opening in the sidewall.

22. (Original) The method of claim 14, wherein the step of manipulating the spinal fixation

element further comprises positioning the remaining portion of the spinal fixation element within a

receiving member of a spinal anchor disposed within an adjacent vertebra in a patient's spinal

column.

23. (Original) The method of claim 14, wherein the spinal fixation element is inserted into a

proximal end of the access device with the feature leading.

24. (Original) The method of claim 23, wherein the step of manipulating the spinal fixation

element comprises extending a trailing portion of the spinal fixation element through the slot in the

access device.

25. (Original) The method of claim 14, wherein the spinal fixation element is inserted into a

proximal end of the access device with the feature trailing.

26. (Original) The method of claim 24, wherein the step of manipulating the spinal fixation

element comprises extending a leading portion of the spinal fixation element through the slot in the

access device, and then advancing the feature distally within the access device to seat the feature

within the receiving member of the spinal anchor.

27. (Original) A method for implanting a spinal fixation element, comprising:

providing at least two spinal anchors implanted in adjacent vertebrae of a patient's spine;

providing an access device having an inner lumen extending between proximal and distal

ends, the distal end being adapted to couple to one of the spinal anchors, the access device further

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including a slot formed in a sidewall thereof adjacent to the distal end;

providing a spinal fixation element having a first end and a second end with a feature formed thereon, the feature being sized to prevent passage thereof through the slot in the sidewall of the access device;

inserting the spinal fixation element through the lumen in the access device; and manipulating the spinal fixation element to cause the feature to be positioned within the spinal anchor attached to the access device and the first end to extend through the slot, such that the spinal fixation element extends between the spinal anchors.

- 28. (Original) The method of claim 27, wherein the spinal fixation element is inserted through the lumen in the access device with the second end leading and the first end trailing.
- 29. (Original) The method of claim 27, wherein the spinal fixation element is inserted through the lumen in the access device with the first end leading and the second end trailing.